

1 BEFORE THE
2 ILLINOIS COMMERCE COMMISSION

3 The El Paso Telephone Company) DOCKET NO.
4 d/b/a Fairpoint Communications/) 10-0675
5 The El Paso Telephone Company and)
6 360networks (USA) Inc.)
7 Joint Petition for Approval of)
8 Negotiated Interconnection)
9 Agreement dated November 11, 2010,)
10 pursuant to 47 U.S.C. § 252.)

11 Springfield, Illinois
12 Tuesday, January 11, 2011

13 Met, pursuant to notice, at 10:10 a.m.

14 BEFORE:

15 MS. LISA TAPIA, Administrative Law Judge

16 APPEARANCES:

17 MR. JOSEPH D. MURPHY
18 Meyer Capel, a Professional Corporation
19 306 West Church Street
20 PO Box 6750
21 Champaign, Illinois 61826-6750

22 (Appearing via teleconference on
 behalf of El Paso Telephone
 Company d/b/a Fairpoint
 Communications)

23 SULLIVAN REPORTING COMPANY, by
24 Carla J. Boehl, Reporter
25 CSR #084-002710

1 APPEARANCES: (Continued)

2 MR. JAMES WEGING
Office of General Counsel
3 Illinois Commerce Commission
160 North LaSalle Street, Suite C-800
4 Chicago, Illinois 60601-3104

5 (Appearing via teleconference on
behalf of Staff of the Illinois
6 Commerce Commission)

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3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	(None)				
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13		<u>EXHIBITS</u>			
14				<u>MARKED</u>	<u>ADMITTED</u>
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	ICC Staff 1			E-Docket	6
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PROCEEDINGS

JUDGE TAPIA: I now call Docket Number 10-0675.
This case is entitled the El Paso Telephone Company
doing business as Fairpoint Communications/The El
Paso Telephone Company and 360networks (USA), Inc.
This is a joint petition for approval of a Negotiated
Interconnection Agreement dated November 11, 2010,
pursuant to 47 U.S.C. Section 252.

May I have appearances for the record,
please?

MR. MURPHY: On behalf of the El Paso Telephone
Company d/b/a Fairpoint Communications. This is
Joseph D. Murphy, 306 West Church Street, Champaign,
Illinois 61820.

MR. WEGING: This is James Weking, 160 North
LaSalle Street, Suite C-800, Chicago, Illinois 60601,
(312) 793-2877, appearing on behalf of Commission
Staff.

JUDGE TAPIA: Thank you. I will note for the
record there are no others wishing to enter an
appearance. I will also note that Ms. Singer-Nelson
is present here on behalf of 360networks (USA), Inc.

1 Mr. Murphy, have you received and
2 reviewed Staff, Mr. Omoniyi's, verified statement in
3 this case?

4 MR. MURPHY: I have, Your Honor.

5 JUDGE TAPIA: Thank you. Mr. Weking, if you
6 could please describe the verified statement for the
7 record?

8 MR. WEGING: Yes. Staff has filed and served
9 the Verified Statement of A. Olusanjo Omoniyi.
10 Mr. Omoniyi recommends approval of the underlying
11 agreement, finding nothing discriminatory and nothing
12 against the public interest. It is subject to the
13 usual post-approval requirements that C-R -- well,
14 I'm sorry, that El Paso Telephone Company amend its
15 tariffs to indicate the existence of this agreement
16 and that El Paso file a verified statement with our
17 Clerk's office so that the Commission can put this
18 agreement on the Commission website.

19 In view of all that, I will identify
20 the Verified Statement of A. Olusanjo Omoniyi as
21 found on the Commission e-Docket as Staff Exhibit 1
22 and move that it be admitted into record evidence. I

1 note for the record it was filed on December 6 at
2 2:41 p.m. and bears tracking number 120786.

3 JUDGE TAPIA: Thank you. Mr. Murphy, do you
4 have any objection to the admission of Staff Exhibit
5 1 in this docket?

6 MR. MURPHY: No, Your Honor.

7 JUDGE TAPIA: Thank you. There being no
8 objection to the admission of Mr. Omoniyi's Verified
9 Statement, Staff Exhibit 1 is admitted into evidence.

10 (Whereupon ICC Staff Exhibit 1
11 was admitted into evidence.)

12 JUDGE TAPIA: Mr. Murphy, do you agree to
13 implement the recommendations that Staff has
14 recommended in this case?

15 MR. MURPHY: Yes, Your Honor.

16 JUDGE TAPIA: Thank you. I will note for the
17 record that there are no contested issues in this
18 case and, therefore, this record will be marked heard
19 and taken.

20 HEARD AND TAKEN

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